

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8) Applicant(s): Russell Warner			Docket No. ROBI-4162
Application No. 10/728,375	Filing Date 12/03/2003	Examiner Barrett, S.	Group Art Unit 3676
Invention: FROZEN DOOR OPENER			
RECEIVED CENTRAL FAX CENTER MAY 06 2005			
<p>I hereby certify that this _____ <u>Notice of Appeal</u> _____ (Identify type of correspondence) is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>703-872-9306</u>) on <u>May 6, 2005</u> (Date)</p> <p style="text-align: center;">_____ Lisa A. Molloy (Typed or Printed Name of Person Signing Certificate) _____ (Signature)</p> <p style="text-align: center;">Note: Each paper must have its own certificate of mailing.</p> <p style="text-align: right;">RECEIVED MAY - 9 2005 OJPE/JCW/S</p>			

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Small Entity)**

Docket No.
ROBI-4162

In Re Application Of: Russell Warner

Application No. 10/728,375	Filing Date 12/3/2003	Examiner Barrett, S.	Customer No. 5409	Group Art Unit 3676	Confirmation No.
-------------------------------	--------------------------	-------------------------	----------------------	------------------------	------------------

Invention: FROZEN DOOR OPENER

**RECEIVED
CENTRAL FAX CENTER
MAY 06 2005**
COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated 11/18/04 finally rejecting Claim(s) 1-9, 12, 14 and 15

Applicant is a small entity under 37 CFR 1.9 and 1.27.

☒ Applicant claims small entity status. See 37 CFR 1.27

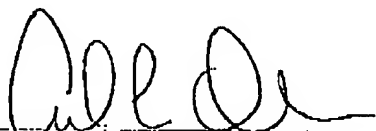
The fee for this Notice of Appeal is: \$250.00

☐ A check in the amount of the fee is enclosed.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 19-0513

☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Signature

Dated: 5-6-2005

Arlen L. Olsen
Reg. No. 37,543
Schmeiser, Olsen & Watts
3 Lear Jet Lane, Suite 201
Ithaca, N.Y. 14850
(518) 220-1850

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

(Date)

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

05/09/2005 JBALINAM 00000069 190513 10728375

01 FC:2401 250.00 DA

CC: